

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, SOUTHERN DIVISION

HON. CHARLES S. COODY AT Montgomery, Alabama
DATE COMMENCED: 11/2/05 AT 2:30 p.m. to 3:27 p.m.
DATE COMPLETED: 11/2/05 TO Digital Recorded

UNITED STATES OF AMERICA *
*
VS. * CASE NO.: 1:05MJ110-CSC
*
SERGIO RIOS

GOVERNMENT **APPEARANCES:** **DEFENDANT**
Atty. TERRY MOORER * Atty. Derek Yarbrough
* Atty. Spencer Danzey

COURT OFFICIALS PRESENT:

Court Room Deputy: Wanda Stinson Interpreter: Beverly Childress

NON-JURY TRIAL
 OTHER PROCEEDINGS: PRELIMINARY/DETENTION HEARING

SEE MINUTES ATTACHED

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED

Description	Detention Hrg. : 1:05mj110-CSC	
Date	11/2/2005	Location Courtroom 4B
Time	Speaker	Note
2:30:49 PM	Court	Court convenes; parties present as noted; Interpreter sworn; parties ready to proceed; Parties request a fews minutes to review PTS report;
2:32:52 PM	Atty. Moorer	Addresses the court re: detention/Prelim hrg; Gvt. invokes the presumption and calls Agent Devin Whittle, Special Agent w/Dept. Justice DEA; Discussion investigation of deft of narcotic conspiracy in the complaint; Discussions of other individuals receiving meth from deft; Discussions of court ordered wire intercepts; Discussions has to any knowledge of deft ever leaving the U.S.;
2:40:56 PM	Atty. Yarbrough	Cross-examination of witness; Discussion of named informants; Discussion of videotapes of drug transaction of deft; Discussions of wire tapes; Discussions of execution of search warrants.
2:51:02 PM	Atty. Moorer	Re-dict of witness;
2:52:49 PM	Atty. Yarbrough	Re-cross of witness;
2:54:42 PM	Court	Witness is excused;
2:54:54 PM	Atty. Yarbrough	Have a few witness like to call; Defense calls Ms. Aurora Roderiguez; wife of the deft; witness given oath; Discussions as to relationship to deft; Discussion of other relatives of the deft;
3:02:56 PM	Atty. Moorer	Cross-examination;
3:05:06 PM	Court	Witness is excused;
3:05:33 PM	Atty. Yarbrough	Calls Williams Nunez; witness is sworn and seated;
3:10:10 PM	Atty. Moorer	Cross-examination;
3:13:29 PM	Court	Witness is excused
3:13:40 PM	Atty. Moorer	Calls Agent David Henderson; witness is sworn and seated;
3:15:39 PM	Atty. Yarbrough	Cross-examination;
3:18:01 PM	Court	witness is excused;
3:18:19 PM	Atty. Moorer	Addressess the court;
3:19:29 PM	Atty. Yarbrough	Addresses the court;
3:20:47 PM	Court	Qustion as to cond of release; Discussion of history in PTS report;
3:21:38 PM	Atty. Yarbrough	Response;
3:22:33 PM	Court	Discussion of evidence of history of drug transaction with others;
3:23:06 PM	Atty. Yarbrough	Response;
3:23:47 PM	Court	Response;
3:23:54 PM	Atty. Yarbrough	Discussions of evidence on videotape;
3:24:59 PM	Court	Discussion as to probable cause;
3:25:13 PM	Atty. Yarbrough	Response;
3:25:26 PM	Court	Discussion as to flight risk or danger to community;
3:25:46 PM	Atty. Yarbrough	Response;
3:26:55 PM	Court	Court finds that there is probable cause that an offense was committed by the deft ; Orders that the deft be held pending other proceedings in this court;

3:27:38 PM	Court	Court is recessed;